

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael Lax et al.
Application No. : 09/858,457 Confirmation No. : 1750
Filed : May 16, 2001
For : CASE WITH INTERNAL LOCK
Examiner : Lloyd A. Gall
Group Art Unit : 3676

New York, New York 10020
September 29, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAIL CERTIFICATION

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Date of Deposit: September 29, 2005

I hereby certify that this certification and the following papers:

1. Information Disclosure Statement (3 pages, in duplicate);
2. One cited reference; and
3. Return Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.


Isatta B. Smith

Name: _____

P/2613-41
(AUT/008)

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TWELFTH INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.56 and 1.97,
applicants wish to call the attention of the Examiner to
the following document:

Foreign Patent Document

France	2628717	09/22/1989
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The document, which is in French, was
previously cited in an information disclosure statement
that was filed in this application on May 16, 2001.
Applicants have now obtained an English-language
translation of the document and enclose the translation
pursuant to 37 C.F.R. § 1.98(a)(3)(ii).

It is respectfully requested that the translation be fully considered, along with the aforementioned document, by the Patent and Trademark Office during examination of this application. Applicants respectfully request that the Examiner acknowledge in his next communication that the translation has been considered.

Applicants note that counterpart Australian Innovation Patent No. 2005100430 is the subject of litigation pending in the Federal Court of Australia, New South Wales District (Docket No. NSD 1082 of 2005). In that litigation, it has been alleged that claims in the patent are invalid in view of the following references, all of which were previously disclosed to the Patent and Trademark Office in connection with the instant application:

PCT Publication No. WO 00/17877

PCT Publication No. WO 99/39068;

French Patent No. 2,628,717;

European Patent No. 0616103;

U.S. Patent No. 3,933,381;


U.S. Patent No. 4,466,540;

U.S. Patent No. 5,760,689; and

U.S. Patent No. 5,944,185.

This Statement is being submitted more than three months from the application filing date and before

the mailing date of the first Office Action on the merits. In accordance with 37 C.F.R. § 1.97(b)(4), submission of this Statement requires no fee. However, if for any reason a fee is due, the Director is hereby authorized to charge payment of any fees required in connection with this Information Disclosure Statement to Deposit Account No. 06-1075, Order No. 000879-0008. A duplicate copy of the statement is being transmitted herewith.

A handwritten signature in black ink, appearing to read 'Edward M. Arons', is written over a horizontal line.

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